

On August 5, 2008, pursuant to Section 21D of the Securities Exchange Act of 1934 (the “Exchange Act”), as amended by the Private Securities Litigation Reform Act of 1995 (the “PSLRA”), 15 U.S.C. § 78u-4, the Hallgren Family Trust moved this Court for an Order: (i) appointing it as Lead Plaintiff in these consolidated actions; and (ii) approving its selection of Cohen, Milstein, Hausfeld & Toll, P.L.L.C. as Lead Counsel. Having reviewed the competing motions, it appears that the Hallgren Family Trust does not possess the “largest financial interest in the relief sought by the class” as required by the PSLRA because the competing movants have presented a larger loss in Franklin Bank Corp. securities than the loss suffered by the Hallgren Family Trust.

Accordingly, the Hallgren Family Trust does not oppose the competing motions for lead plaintiff and lead counsel, but remains ready, willing and able to serve as lead plaintiff or co-lead plaintiff should there be factors that would eliminate the other larger investors from being appointed. The Hallgren Family Trust further reserves all of its rights to share in any recovery in this action.

Dated: August 27, 2008

Respectfully submitted,

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CERTIFICATE OF SERVICE

I hereby certify that on August 27, 2008, I electronically filed the foregoing *Notice by the Hallgren Family Trust of Non-Opposition to Competing Motions for Appointment as Lead Plaintiff and for Approval of Choice of Lead Counsel* with the Clerk of the Court using the CM/ECF system, and I hereby certify that I have mailed the foregoing document via First Class U.S. Mail to the non-CM/ECF participants as indicated below:

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